



RECEIVED

APR 15 2002

OFFICE OF PETITIONS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Armando R. Lopez
Serial No.: 10/051994
Filed: January 22, 2002
For: Skin Protective Compositions

Assistant Commissioner for Patents
Washington, D.C. 20231

March 31, 2002

Petition Under 37 C.F.R. 1.182

Applicant hereby petitions the Commissioner to accept that a complete set of application papers, including pages, 5, 11 and 15 of the specification was in fact deposited in the United States Patent and Trademark Office (USPTO) on January 22, 2002.

The last communication received from the USPTO was a NOTICE OF OMITTED ITEMS(S) IN A NONPROVISIONAL APPLICATION dated March 8, 2002. A copy of this Notice is attached hereto ("A"). The Notice indicates that pages 5, 11 and 15 were not received.

On November 28, 2001, the undersigned sent the application and declaration to the inventor for his review and signature ("B").

The inventor received and signed the papers on December 2, 2001 ("C").

On December 15, 2001, after the signed papers had been received, the undersigned prepared a check for the filing fee ("D") and a postcard dated December 15, 2001, and itemized thereon the papers as mailed to the USPTO:

04/15/2002 AHONDAF1 00000013 10051994

1 FC:122

130.00 DP

DAE
\$
#3

“1. 18 page patent application

2. declaration

3. check for \$370.00 “ (“E”).

The return receipt postcard, indicating receipt of the above indicates a date a date of receipt of “1/22/02.”

The receipt date as noted on the postcard appeared untimely considering the mailing date of the papers more than a month earlier and this was commented on to the client.

An official Filing Receipt Confirmation No. 9169 was received and this as in the case of Notice of Omitted Items . . . , is dated March 8, 2002 (“F”).and indicates a filing date of January 22, 2002.

When the application papers were mailed to the client and again when mailed to the USPTO, they were checked and were complete.

The file copy in the undersigned’s office is also complete. A copy of the record maintained is enclosed (“G”). It is this 18 page document, plus declaration whose receipt is acknowledged on the Return Receipt Postcard. The location of the application during the period from its mailing until its stamped receipt date is not known but as set forth may have something to do with the Post Office having to cope with the Anthrax scares.

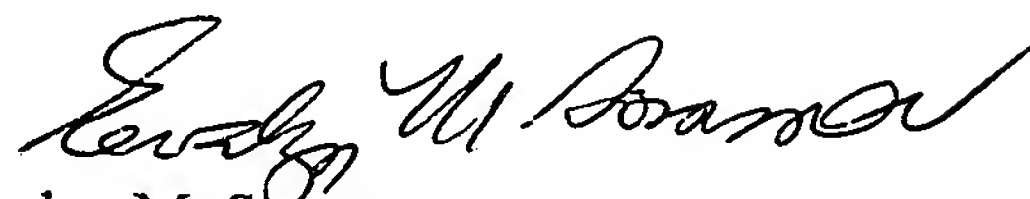
It is submitted from the attached showings that a complete application including pages 5, 11 and 15 were forwarded to the USPTO.

The substitute copy of the application is an exact duplication of the papers mailed.

The application is entitled to its accorded filing date if not to an earlier date consonant with its mailing to the USPTO.

The fee for this Petition is enclosed.

Respectfully submitted,



Evelyn M. Sommer

Registration No. 19,603

Attorney for Applicant

825 Third Avenue 30th Floor

New York, New York 10022

212.527.2657

Fax 203.358.0795

Certificate of Mailing

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231, on the 5th day of April, 2002

